Case 15-11440 Doc Filed 02/10/20 Entered 02/10/20 15:51:12 Desc Main Fill in this information to identify the case: François Youhanna d/b/a Target Pizza and Subs, Inc. Debtor 1 Debtor 2 (Spouse, if filing) United States Bankruptcy Court for the: District of Massachusetts Case number <u>15</u>-11440 Official Form 410S2 Notice of Postpetition Mortgage Fees, Expenses, and Charges If the debtor's plan provides for payment of postpetition contractual installments on your claim secured by a security interest in the debtor's principal residence, you must use this form to give notice of any fees, expenses, and charges incurred after the bankruptcy filing that you assert are recoverable against the debtor or against the debtor's principal residence. File this form as a supplement to your proof of claim. See Bankruptcy Rule 3002.1. Court claim no. (if known): 7 Name of creditor: East Boston Savings Bank Last 4 digits of any number you use to 8 9 4 6 identify the debtor's account: Does this notice supplement a prior notice of postpetition fees, expenses, and charges? **☑** No Yes. Date of the last notice: Itemize Postpetition Fees, Expenses, and Charges Itemize the fees, expenses, and charges incurred on the debtor's mortgage account after the petition was filed. Do not include any escrow account disbursements or any amounts previously itemized in a notice filed in this case or ruled on by the bankruptcy court. Description Dates incurred Amount See itemization sheet attached \$ 3,501.12 1. Late charges (1) 2. Non-sufficient funds (NSF) fees (2) \$ \_11,172.50 See itemization sheet attached 3. Attorney fees \$ 357.00 4. Filing fees and court costs (4) 5. Bankruptcy/Proof of claim fees \$\_ 443.66 6. Appraisal/Broker's price opinion fees 7. Property inspection fees 8. Tax advances (non-escrow) 9. Insurance advances (non-escrow) 10. Property preservation expenses. Specify: 11. Other. Specify:\_ 12. Other. Specify: (12)13. Other. Specify:\_\_\_ (13) \$

The debtor or trustee may challenge whether the fees, expenses, and charges you listed are required to be paid. See 11 U.S.C. § 1322(b)(5) and Bankruptcy Rule 3002.1.

14. Other. Specify:

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Debtor 1 François Youhanna d/b/a Target Pizza
First Name Middle Name Last Name

Case number (if known) 15-11440

Part 2: S	ign Here	
The person telephone	n completing this Notice must sign it. Sign and print your nam number.	e and your title, if any, and state your address and
Check the a	ppropriate box.	
☐ I am the	e creditor.	
☑ I am the	e creditor's authorized agent.	
of my kno	under penalty of perjury that the information provided in whedge, information, and reasonable belief.   /s/ John F. Morello  Signature	this claim is true and correct to the best  Date 02/10/2020
Print:	John F. Morello First Name Middle Name Last Name	Title Attorney
Company	Morello & Associates, P.C.	
Address	220 Broadway, Unit 402  Number Street Lynnfield MA 01940  City State ZIP Code	
Contact phone	781-477-1822	Email jmorello@morellolaw.com

## #15-11440 – François Youhanna Bills

JM	April 2015	Intake	\$258.75
		<ul> <li>Notice of Appearance</li> </ul>	Hrs. 1.04
		Reviewed petition	
JM	May 2015	Objection Motion - Cash	\$1,000.00
		Collateral	Hrs. 4
		<ul> <li>Attended hearing</li> </ul>	
		<ul> <li>Review miscellaneous notices</li> </ul>	
JM/SC	June 2015	Review Operating Report	\$635.00
		<ul> <li>Draft Proof of Claim</li> </ul>	Hrs. 2.54
		<ul> <li>Objection to Plan</li> </ul>	
JM	August 2015	Draft Objection to Amended Plan	\$525.00
		• Miscellaneous notices – Trustee	\$62.50
		Order to Dismiss	Hrs. 2.35
JM	September 2015	Drafted Objection to Second	\$787.50
		Amended Plan	Hrs. 3.15
		<ul> <li>Miscellaneous review of notices</li> </ul>	
	·	and new schedules	
JM	October 2015	<ul> <li>Review rental income</li> </ul>	\$725.00
	November 2015	<ul> <li>Draft Certificate of Conference</li> </ul>	Hrs. 2.90
		<ul> <li>Motion to Continue</li> </ul>	·
		• 13-16-1 Conference regarding	
		failure to make payments	
JM	December 2015	<ul> <li>Hearing on Objection to Plan</li> </ul>	\$500.00
			Hrs. 2
JM	January 2016	<ul> <li>Memo in support of Objection</li> </ul>	\$987.50
		<ul> <li>Non-renewal of Insurance</li> </ul>	Hrs. 3.95
		<ul> <li>Failure to make payments</li> </ul>	
		<ul> <li>Prepared for hearing</li> </ul>	
JM	February 2016	<ul> <li>Miscellaneous insurance</li> </ul>	\$212.50
	March 2016	<ul> <li>Confirmation of Plan</li> </ul>	\$87.50
	July 2016	• 13-16-1 pre-filing conference	\$62.50
		with Attorney	Hrs. 1.45
JM	August 2016	<ul> <li>Draft Real Estate Work Sheet for</li> </ul>	\$863.50
		Motion for Relief from Stay	Hrs. 3.45
		• Draft Motion for Relief from Stay	
		<ul> <li>Motion for Relief filing fees</li> </ul>	

JM/VK	September 2016	<ul> <li>Opposition Motion for Relief</li> <li>Motion to continue</li> <li>Accounting to Attorney</li> <li>Services of hearing</li> </ul>	\$689.25 Hrs. 2.76
JM	October 2016	<ul><li>Review spreadsheets of Debtor</li><li>Draft withdrawal</li><li>Authorization Letter</li></ul>	\$537.50 Hrs. 2.15
JM	April 2016 May 2016 June 2016	<ul><li>Trustees Motion to Dismiss</li><li>Opposition</li><li>Review amended schedules</li></ul>	\$37.50 \$37.50 \$75.00 Hrs06
JM	July 2017	<ul> <li>Review Amended Plan</li> <li>13-16-1 conference regarding failure to make payments</li> </ul>	\$225.00 Hrs09
JM	August 2017	<ul><li>Trustee Motion to Dismiss</li><li>Amended Schedules and Plan</li><li>Trustee Objection</li></ul>	\$337.50 Hrs. 1.35
JM	September 2017	<ul> <li>Draft Motion for Relief</li> <li>Review amended I + J</li> <li>Motion to Amend</li> <li>Review new plan</li> </ul>	\$475.00 Hrs. 1.90
JM	October 2017 December 2017 March 2018	<ul> <li>Review Motion</li> <li>13-16-1 conference regarding failure to make payments</li> <li>Confirming plan and bank figures</li> <li>Notices of post-petition fees and payment changes</li> </ul>	\$137.50 \$50.00 \$93.75 Hrs. 1.13
JM	June 2018 July 2018 August 2018	<ul> <li>Received delinquent figures</li> <li>Conference with Attorney regarding payments</li> <li>Accounting to Attorney</li> </ul>	\$10.00 \$82.50 \$137.50 \$87.50 Hrs. 1.27
JM	September 2018	<ul><li>Real Estate Work Sheet</li><li>Draft Motion for Relief</li><li>Fee to Court</li></ul>	\$518.50 Hrs. 2.07
JM/AP/SC	October 2018	<ul> <li>13-16-1 Conference</li> <li>Draft Motion for Relief</li> <li>Opposition to Motion for Relief</li> <li>Served notice of hearing</li> </ul>	\$700.25 Hrs. 2.07
JM/SC	November 2018	<ul> <li>Motion to continue</li> <li>Revised Work Sheet</li> <li>Conference with Attorney regarding accounting</li> </ul>	\$375.00 Hrs. 1.50

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JM	December 2018	<ul> <li>Meeting with Debtor to go over accounting</li> <li>Forwarded copies of checks and payments to Attorney</li> <li>Prepared for hearing</li> </ul>	\$725.00 Hrs. 2.90
JM	January 2019 February 2019	<ul> <li>Draft Post-Petition breakdown of debtor payments and fees</li> <li>Motion to withdraw</li> <li>Trustee Dismissal</li> <li>Order of the Court</li> <li>Conference with Attorney regarding breakdown</li> </ul>	\$860.25 \$89.00 Hrs. 3.80

### FRANCOIS YOUHANNA – FIRST MORTGAGE ASSESSED LATE FEES

<u>Date</u>	Type	Amount	
8/12/2019	Auto Late Fee Assessment	\$159.25	
9/11/2018	Auto Late Fee Assessment	\$159.25	
8/11/2018	Auto Late Fee Assessment	\$159.25	
7/11/2018	Auto Late Fee Assessment	\$159.25	
6/11/2018	Auto Late Fee Assessment	\$159.25	
5/11/2018	Auto Late Fee Assessment	\$159.25	
4/11/2018	Auto Late Fee Assessment	\$159.25	
3/12/2018	Auto Late Fee Assessment	\$159.25	
2/12/2018	Auto Late Fee Assessment	\$159.25	
1/11/2018	Auto Late Fee Assessment	\$159.25	
12/11/2017	Auto Late Fee Assessment	\$159.25	
11/13/2017	Auto Late Fee Assessment	\$159.25	
10/11/2017	Auto Late Fee Assessment	\$159.25	
9/11/2017	Auto Late Fee Assessment	\$159.25	
7/11/2017	Auto Late Fee Assessment	\$159.25	
6/12/2017	Auto Late Fee Assessment	\$159.25	
4/11/2017	Auto Late Fee Assessment	\$159.25	
3/11/2017	Auto Late Fee Assessment	\$159.25	
2/11/2017	Auto Late Fee Assessment	\$159.25	
12/12/2016	Auto Late Fee Assessment	\$159.25	
11/12/2016	Auto Late Fee Assessment	\$159.25	
10/11/2016	Auto Late Fee Assessment	\$159.25	
9/12/2016	Auto Late Fee Assessment	\$159.25	
8/11/2016	Auto Late Fee Assessment	\$159.25	
7/11/2016	Auto Late Fee Assessment	\$159.25	
6/11/2016	Auto Late Fee Assessment	\$159.25	
5/11/2016	Auto Late Fee Assessment	\$159.25	
4/11/2016	Auto Late Fee Assessment	\$167.85	
3/11/2016	Auto Late Fee Assessment	\$167.85	
2/11/2016	Auto Late Fee Assessment	\$167.85	
1/11/2016	Auto Late Fee Assessment	\$167.85	
12/11/2015	Auto Late Fee Assessment	\$167.85	
11/12/2015	Auto Late Fee Assessment	\$167.85	
10/13/2015	Auto Late Fee Assessment	\$167.85	
9/11/2015	Auto Late Fee Assessment	\$167.85	
8/11/2015	Auto Late Fee Assessment	\$167.85	
7/11/2015	Auto Late Fee Assessment	\$167.85	
6/11/2015	Auto Late Fee Assessment	\$167.85	
5/11/2015	Auto Late Fee Assessment	\$167.85	

<u>Date</u>	Type	Amount
4/11/2015	Auto Late Fee Assessment	\$167.85
3/11/2015	Auto Late Fee Assessment	\$167.85
2/11/2015	Auto Late Fee Assessment	\$167.85
1/12/2015	Auto Late Fee Assessment	\$167.85
12/11/2014	Auto Late Fee Assessment	\$167.85
11/12/2014	Auto Late Fee Assessment	\$167.85
10/11/2014	Auto Late Fee Assessment	\$167.85
9/11/2014	Auto Late Fee Assessment	\$167.85
8/11/2014	Auto Late Fee Assessment	\$167.85
7/11/2014	Auto Late Fee Assessment	\$167.85
6/11/2014	Auto Late Fee Assessment	\$167.85
5/12/2014	Auto Late Fee Assessment	\$167.85
4/11/2014	Auto Late Fee Assessment	\$167.85
3/11/2014	Auto Late Fee Assessment	\$167.85
2/11/2014	Auto Late Fee Assessment	\$167.85
1/11/2014	Auto Late Fee Assessment	\$167.85
12/11/2013	Auto Late Fee Assessment	\$167.85
11/12/2013	Auto Late Fee Assessment	\$167.85
10/11/2013	Auto Late Fee Assessment	\$167.85
9/11/2013	Auto Late Fee Assessment	\$167.85
8/12/2013	Auto Late Fee Assessment	\$167.85
7/11/2013	Auto Late Fee Assessment	\$167.85
6/11/2013	Auto Late Fee Assessment	\$167.85
5/11/2013	Auto Late Fee Assessment	\$167.85
1/11/2013	Auto Late Fee Assessment	\$167.85
12/11/2012	Auto Late Fee Assessment	\$167.85
11/13/2012	Auto Late Fee Assessment	\$167.85
10/11/2012	Auto Late Fee Assessment	\$167.85
1/10/2012	Auto Late Fee Assessment	\$167.85
4/11/2011	Auto Late Fee Assessment	\$178.69
2/10/2011	Auto Late Fee Assessment	\$178.69
1/10/2011	Auto Late Fee Assessment	\$178.69
12/10/2010	Auto Late Fee Assessment	\$178.69
10/12/2010	Auto Late Fee Assessment	\$178.69
9/10/2010	Auto Late Fee Assessment	\$178.69
7/10/2010	Auto Late Fee Assessment	\$178.69
6/10/2010	Auto Late Fee Assessment	\$178.69
4/10/2010	Auto Late Fee Assessment	\$178.69
12/10/2009	Auto Late Fee Assessment	\$178.69
6/10/2009	Auto Late Fee Assessment	\$178.69
1/10/2009	Auto Late Fee Assessment	\$178.69
9/10/2008	Auto Late Fee Assessment	\$178.69
8/11/2008	Auto Late Fee Assessment	\$178.69

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<u>Date</u>	Type	Amount
5/10/2008	Auto Late Fee Assessment	\$178.69
11/10/2007	Auto Late Fee Assessment	\$178.69
6/11/2007	Auto Late Fee Assessment	\$178.69
11/10/2006	Auto Late Fee Assessment	\$178.69

FEES ASSESSED:

\$14,398.02

FEE PAYMENTS:

-\$10,221.57

FEE WAIVERS:

-\$3,016.08

TOTAL LATE FEES DUE:

\$1,160.37

### FRANCOIS YOUHANNA – SECOND MORTGAGE ASSESSED LATE FEES

<u>Date</u>	Type	Amount
8/12/2019	Auto Late Fee Assessment	\$52.21
12/11/2018	Auto Late Fee Assessment	\$52.21
11/13/2018	Auto Late Fee Assessment	\$52.21
10/11/2018	Auto Late Fee Assessment	\$52.21
9/11/2018	Auto Late Fee Assessment	\$52.21
8/11/2018	Auto Late Fee Assessment	\$52.21
7/11/2018	Auto Late Fee Assessment	\$52.21
6/11/2018	Auto Late Fee Assessment	\$52.21
5/11/2018	Auto Late Fee Assessment	\$52.21
4/11/2018	Auto Late Fee Assessment	\$52.21
3/12/2018	Auto Late Fee Assessment	\$52.21
2/12/2018	Auto Late Fee Assessment	\$52.21
1/11/2018	Auto Late Fee Assessment	\$52.21
12/11/2017	Auto Late Fee Assessment	\$52.21
11/13/2017	Auto Late Fee Assessment	\$52.21
10/11/2017	Auto Late Fee Assessment	\$51.92
9/11/2017	Auto Late Fee Assessment	\$51.92
8/11/2017	Auto Late Fee Assessment	\$51.92
7/11/2017	Auto Late Fee Assessment	\$51.92
6/12/2017	Auto Late Fee Assessment	\$51.92
5/11/2017	Auto Late Fee Assessment	\$51.92
4/11/2017	Auto Late Fee Assessment	\$51.92
3/11/2017	Auto Late Fee Assessment	\$51.92
2/11/2017	Auto Late Fee Assessment	\$51.92
1/11/2017	Auto Late Fee Assessment	\$51.92
12/12/2016	Auto Late Fee Assessment	\$51.92
11/12/2016	Auto Late Fee Assessment	\$51.92
10/11/2016	Auto Late Fee Assessment	\$51.92
9/12/2016	Auto Late Fee Assessment	\$51.92
8/11/2016	Auto Late Fee Assessment	\$51.92
7/11/2016	Auto Late Fee Assessment	\$51.92
6/11/2016	Auto Late Fee Assessment	\$51.92
5/11/2016	Auto Late Fee Assessment	\$51.92
4/11/2016	Auto Late Fee Assessment	\$51.92
3/11/2016	Auto Late Fee Assessment	\$51.92
2/11/2016	Auto Late Fee Assessment	\$51.92
1/11/2016	Auto Late Fee Assessment	\$51.92
12/11/2015	Auto Late Fee Assessment	\$51.92
11/12/2015	Auto Late Fee Assessment	\$51.92

<u>Date</u>	Type	Amount
10/13/2015	Auto Late Fee Assessment	\$51.92
9/11/2015	Auto Late Fee Assessment	\$51.92
8/11/2015	Auto Late Fee Assessment	\$51.92
7/11/2015	Auto Late Fee Assessment	\$51.92
6/11/2015	Auto Late Fee Assessment	\$51.92
5/11/2015	Auto Late Fee Assessment	\$51.92
4/11/2015	Auto Late Fee Assessment	\$51.92
3/11/2015	Auto Late Fee Assessment	\$51.92
2/11/2015	Auto Late Fee Assessment	\$51.92
1/12/2015	Auto Late Fee Assessment	\$51.92
12/11/2014	Auto Late Fee Assessment	\$51.92
11/12/2014	Auto Late Fee Assessment	\$51.92
10/11/2014	Auto Late Fee Assessment	\$51.92
9/11/2014	Auto Late Fee Assessment	\$51.92
8/11/2014	Auto Late Fee Assessment	\$51.92
7/11/2014	Auto Late Fee Assessment	\$51.92
6/11/2014	Auto Late Fee Assessment	\$51.92
5/12/2014	Auto Late Fee Assessment	\$51.92
4/11/2014	Auto Late Fee Assessment	\$51.92
3/11/2014	Auto Late Fee Assessment	\$51.92
2/11/2014	Auto Late Fee Assessment	\$51.92
1/11/2014	Auto Late Fee Assessment	\$51.92
12/11/2013	Auto Late Fee Assessment	\$51.92
11/12/2013	Auto Late Fee Assessment	\$51.92
10/11/2013	Auto Late Fee Assessment	\$51.92
9/11/2013	Auto Late Fee Assessment	\$51.92
8/12/2013	Auto Late Fee Assessment	\$51.92
7/11/2013	Auto Late Fee Assessment	\$51.92
6/11/2013	Auto Late Fee Assessment	\$51.92
5/11/2013	Auto Late Fee Assessment	\$51.92
1/11/2013	Auto Late Fee Assessment	\$51.92
12/18/2012	Auto Late Fee Assessment	\$51.92
9/11/2012	Auto Late Fee Assessment	\$60.90
8/11/2012	Auto Late Fee Assessment	\$60.90
7/11/2012	Auto Late Fee Assessment	\$60.90
6/11/2012	Auto Late Fee Assessment	\$60.90
5/10/2012	Auto Late Fee Assessment	\$60.90
4/10/2012	Auto Late Fee Assessment	\$60.90
3/10/2012	Auto Late Fee Assessment	\$60.90
2/10/2012	Auto Late Fee Assessment	\$60.90
1/10/2012	Auto Late Fee Assessment	\$60.90
12/10/2011	Auto Late Fee Assessment	\$60.90
11/10/2011	Auto Late Fee Assessment	\$60.90

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<u>Date</u>	<u>Type</u>	<u>Amount</u>
4/11/2011	Auto Late Fee Assessment	\$60.90
10/12/2010	Auto Late Fee Assessment	\$60.90
7/10/2010	Auto Late Fee Assessment	\$60.90
6/10/2010	Auto Late Fee Assessment	\$60.90
4/10/2010	Auto Late Fee Assessment	\$60.90
12/10/2009	Auto Late Fee Assessment	\$60.90
6/22/2009	Auto Late Fee Assessment	\$60.90
1/10/2009	Auto Late Fee Assessment	\$60.90
9/10/2008	Auto Late Fee Assessment	\$60.90
8/11/2008	Auto Late Fee Assessment	\$60.90
5/10/2008	Auto Late Fee Assessment	\$60.90
11/10/2007	Auto Late Fee Assessment	\$60.90

FEES ASSESSED:

\$5,087.02

FEE PAYMENTS:

-\$2,628.82

**FEE WAIVERS:** 

-\$121.80

TOTAL LATE FEES DUE:

\$2,336.40

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# UNITED STATES BANKRUPTCY COURT DISTRICT OF MASSACHUSETTS

In re:		Chapter 13 Case Number 15-11440
François Youhanna dba Target Pizza and Subs, Inc.	) ) )	
Debtor	) ) )	

#### **CERTIFICATE OF SERVICE**

I, John F. Morello, Esquire, state that on February 10, 2020, I electronically filed the attached Notice of Post-petition Mortgage Fees, Expenses and Charges with the United States Bankruptcy Court for the District of Massachusetts using the CM/ECF System. I served the foregoing document on the following CM/ECF participants:

Joseph P. Foley Law Offices of Joseph P. Foley 98 North Washington Street, Suite 104 Boston, MA 02114 hweinberg@jrhwlaw.com

John Fitzgerald United States Trustee USTPRegion01.BO.ECF@USDOJ.GOV

Carolyn Bankowski – 13 Chapter 13 Trustee Boston P.O. Box 8250 Boston, MA 02114 13trustee@ch13boston.com

Francois Youhanna 5198 Washington Street West Roxbury, MA 02132

/s/ John F. Morello	
John F. Morello	